

**UNITED STATES BANKRUPTCY APPELLATE PANEL
OF THE TENTH CIRCUIT**

IN RE TEJAL INVESTMENT, LLC,
Debtor.

BAP No. UT-12-111

TEJAL INVESTMENT, LLC,
Appellant,

Bankr. No. 12-28606
Chapter 11

v.

DISMISSAL ORDER

FIRST CITIZENS BANK & TRUST
COMPANY,
Appellee.

March 14, 2013

Before MICHAEL, SOMERS, and JACOBVITZ, Bankruptcy Judges.

On February 22, 2013, this Court entered a Notice of Deficiency and Order to Show Cause ("Order"), requiring the Appellant, Tejal Investment, LLC, to file its brief and appendix within fourteen (14) days, or the appeal would be dismissed. 10th Cir. BAP L.R. 8009-1 and 8009-2.

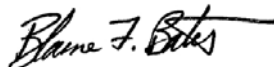
The deadline set forth in the Order has expired without a response. Fed. R. Bankr. P. 8009; 10th Cir. BAP L.R. 8009-1, 8009-2. As such, this appeal must be dismissed, subject to Appellant's right to cure during the rehearing period set forth in Federal Rule of Bankruptcy Procedure 8015, after which time our mandate will issue, divesting this Court of jurisdiction over this appeal.

Accordingly, it is HEREBY ORDERED that:

- (1) This appeal is DISMISSED for failure to prosecute. Fed. R. Bankr. P. 8001(a).

(2) All prior deadlines are TERMINATED.

For the Panel:

A handwritten signature in black ink, reading "Blaine F. Bates". The signature is written in a cursive style with a long horizontal stroke at the end.

Blaine F. Bates
Clerk of Court